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Attorney for Defendant Nu Nu Swetz

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,) 2:17-cr-00181-APG-CWH
Plaintiff,)
v.)
NU NU SWETZ,) DEFENDANT NU NU SWETZ'S
a/k/a MA NU NU WAR,) UNOPPOSED MOTION FOR
a/k/a NADI LIN,) EXTENSION OF TIME TO FILE
Defendant.) REPLY TO MOTION IN LIMINE
) TO UTILIZE SUBSTANTIVE
) REVERSE 404(b) EVIDENCE

Defendant Nu Nu Swetz through her counsel Angela H. Dows, Esq, hereby respectfully requests that this Court grant an extension of time of seven (7) days to file a Reply to her Motion *in Limine* to Utilize Substantive Reverse 404(b) Evidence (ECF No. 109). This Motion is based upon the attached Memorandum of Points and Authorities.

Dated this 12th day of February, 2021.

Respectfully submitted,
By: /s/ Angela H. Dows
ANGELA H. DOWS, ESQ.
Appointed Counsel for Defendant Swetz

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 1. On January 22, 2021, Defendant filed a motion *in limine* to utilize
3 substantive reverse F.R.E. 404(b) evidence as to a person named John Aye
4 Ko, with Exhibits A through D thereof. (ECF No. 1-1.)
5
6 2. On February 5, 2021, the Government filed its Opposition to Defendant's
7 Motion, and attaching Exhibits A through G thereof. (ECF No. 116.)
8
9 3. That Defendant's Reply was due within seven (7) days of the Government's
10 Opposition, or on or before February 12, 2021.
11
12 4. As of the date of filing the deadline for the Reply, counsel for Defendant has
13 not been adequately able to communicate with Defendant (who utilizes a
14 primary language of Burmese) as to the arguments raised in the Opposition
15 so as to be able to prepare a Reply thereof.
16
17 5. That Defendant's counsel thus requests an additional brief period of time by
18 which to confer with her client and prepare a Reply to the instant motion.
19
20 6. That the instant Motion is not being prepared or filed under any bad faith,
21 or lack of due diligence.
22
23 7. That on February 11, 2021, instant counsel contacted counsel for the
24 Government regarding the proposed seven (7) day extension, wherein said
25 counsel responded that she did not have an objection to said extension.
26

1 8. That Defendant Nu Nu Swetz does not object to the request for extension of
2 time, and instead welcomes the same. This is the first request for extension
3 of time, and instant counsel intends to file the Reply within the extension
4 time frame.
5

CONCLUSION

That, accordingly, instant counsel respectfully requests an additional seven (7) days by which to prepare and file a Reply to her Motion *in Limine* to Utilize Substantive Reverse 404(b) Evidence (ECF No. 109), with a new proposed due date of on or before February 19, 2021.

Respectfully submitted,

CORY READE DOWS & SHAFER
By: /s/*Angela H. Dows*
ANGELA H. DOWS, ESQ.
Appointed Counsel for Nu Nu Swetz

IT IS SO ORDERED;

Dated: February 16, 2021


ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE

1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby affirms that a copy of the foregoing:

3 **DEFENDANT NU NU SWETZ'S UNOPPOSED MOTION FOR**
4 **EXTENSION OF TIME TO FILE REPLY TO MOTION IN LIMINE TO**
5 **UTILIZE SUBSTANTIVE REVERSE 404(b) EVIDENCE**

6 has been served on counsel for the Government by electronic service (ECF) to the
7 person(s) named below:

8 NICHOLAS TRUTANICH
9 United States Attorney
10 KIMBERLY M. FRAYN
11 Assistant United States Attorney
12 JIM W. FANG
13 Assistant United States Attorney
14 Counsel for Plaintiff

15 DATED this 12th day of February, 2021.

16 /s/ Angela H. Dows
17 ANGELA H. DOWS, ESQ.